UTILITY PATENT APPLICATION TRANSMITTAL

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Address to: Mail Stop PATENT APPLICATION Commissioner for Patents	Attorney Docket No.	UOM 0280 PUSP	264 U	
U.S. Patent & Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	Inventor(s) or Appln. Identifier	Brian D. Noble and Landon P. Cox	- 22	

1.		applicatork of I	ation entitled Peer-To-Peer Method And System For Performing And Managing Bandes	ackups In A is:	
	a.		A new application under 37 C.F.R. § 1.53(b).		
	b.		A continuation divisional or continuation-in-part application unde § 1.53(b) of prior application Serial No/ filed on, entitle		
	¢.	<u>X</u>	A new utility application which claims the benefit of provisional application 60/424,831, filed on 11/08/2002.	n Serial No.	
App	olication	n eleme	ents and other attached papers:		
2.	<u>X</u>	Spe	pecification (including Claims and Abstract) [Total	Pages <u>26</u>]	
3.	X	Dr	rawings (informal / X formal) [To	tal Sheets 2]	
4.		Oa	ath or Declaration		
	a.		Newly-executed		
	b.		Copy from a prior application (37 C.F.R. § 1.63(d))		
5.	Incorporation By Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Item 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.				
6.	·		nis application is filed by fewer than all the inventors named in the prior application 1.53(d)(4).	, 37 C.F.R.	
	a.		DELETE the following inventor(s) named in the prior nonprovisional application:		
	b.		The inventor(s) to be deleted are set forth on a separate sheet attached hereto.		
th Po	erein ar ost Offic	e being e to Ado	CERTIFICATION UNDER 37 C.F.R. § 1.10 nat this UTILITY PATENT APPLICATION TRANSMITTAL and the documents referred to as at a deposited on the below date with the United States Postal Service in an envelope as "Exploressee" addressed to: Mail Stop Patent Application, Commissioner for Patents, U.S. Pates, P.O. Box 1450, Alexandria, VA 22313-1450 on:	ress Mail	
M	ail Labe		October 30, 2003 Donna Blake (Type or print name of person mailing paper) (Signature f person mailing paper)		

Atty. Dkt. No.: UOM 0280 PUSP

7	Declinates	A mondment					
7.	Preliminary Amendment:						
	a	A Preliminary Amendment Un	nder 37 C.F.I	R. § 1.115 is	attached.	٠	
	b	Cancel in this application orig the filing fee.	inal claims _	of 1	the prior appli	cation before calcula	ating
	c	Please amend the specification	n by inserting	before the fir	rst line the foll	owing sentence:	
		"This is a con	tinuation _	div	isional of cope	ending	
		application(s) serial numb	per _/	filed on	·"		
	d	A Petition to Suspend Prose Application Filed Concurrentle			essary to File	e An Amendment (New
8.	Small entity status:						
	a. <u>X</u>	Applicant claims small entity	status.				
	b Small entity status was claimed in the prior nonprovisional application and such status is still proper and desired.				still		
	c	Is no longer desired.		٠		·	
9.	Fee Calculati	ion:					
		FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS	
	TOTAL CLAI	MS (37 C.F.R. § 1.16(c))	32 -20 =	12	x 18.00	216.00	
	INDEPENDEN	VT CLAIMS (37 C.F.R. § 1.16(b))	2 -3 =	0	x 86.00	0.00	

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS (37 C.F.R. § 1.16(c))	32 -20 =	12	x 18.00	216.00
INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b))	2 -3 =	0	x 86.00	0.00
MULTIPLE DEPENDENT CLAIMS (if applicable)	0.00			
BASIC FEE (37 C.F.R. § 1.16(a))				770.00
TOTAL OF ABOVE CALCULATIONS				986.00
REDUCTION BY 50% FOR FILING BY SMALL ENTITY (NOTE 37 C.F.R. §§ 1.9, 1.27, 1.28)				493.00
\$40.00 ASSIGNMENT RECORDAL FEE (if applicable)			0.00	
			TOTAL	493.00

- 10. \underline{X} A check in the amount of \$493.00 is enclosed.
- 11. X The Commissioner is hereby authorized to credit overpayments or charge the following fees (or any deficiency therein) to Deposit Account No. <u>02-3978</u>:
 - a. X Fees required under 37 C.F.R. § 1.16.
 - b. X Fees required under 37 C.F.R. § 1.17.
- 12. Maintenance of Copendency of Prior Application

 A request for extension of time and the appropriate fee have been filed in the pending prior application
(or are being filed in the prior application concurrently herewith) to extend the period for response
until

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13.		An Information Disclosure Statement (thereto:	IDS) is attached, along with the following indicated attachments
	a.	Form PTO/SB/08 (sheet(s))
	b.	Copies of references cited	
14.		Certified copy of priority document(s)	AND English Translation Document (if applicable)
15.		Nonpublication Request Under 37 C.I	F.R. § 1.213(a)
16.		Request for Early Publication Under 3	37 C.F.R. § 1.219
17.	<u>X</u>	Return Receipt Postcard	
18.		Other:	
19.			
	a.	is attached.	
	b.	was recorded on	at Reel, Frame
	c.	Applicant requests that the above	assignee information be published with the application.
20.	The p	power of attorney in the prior application is	s to:
		Name of Attorney of Record	Reg. No.
		The power appears in the original pap	pers in the prior application.
		The power does not appear in the orig	ginal papers, but was filed on
		A new power has been executed and i	s attached.
21.	Corre	espondence Address: Please address all fut	ture communications to:
		CUSTOMER NO.	
		22045	
		Telephone: 248-358-4400; Fax: 248-	-358-3351
			Respectfully submitted,
Date	: <u>Octob</u>	per 30, 2003	Brian D. Noble and Landon P. Cox Name: David R. Syrowik Registration No.: 27,956
			Attorney or agent of record X Filed under Rule 34(a)